

Clerk of Court,

April 6, 2006

The enclosed documents were previously received in this court and were just returned to me today because the court mistakenly believed that the affidavit in question related to an amended and not the original complaint. This is perplexing because plaintiff never filed an amended complaint.

This affidavit verifying my original complaint is a vital affidavit necessary to support my brief in opposition to the defendant's motion for summary judgement and it must be forwarded to Judge Baxter immediately and before she rules on the defendant -'s motion for summary judgement.

Please make sure that this document reaches Judge Baxter and that she understands the mistake so that it does not result in any complications with my pending brief. Thank you for your assistance.

**IN RE: TEXT ORDER** directing Clerk of Court to Strike the Amended Complaint (58)

**(The complaint being dismissed as an amended complaint is identical to the original complaint)**

Respectfully submitted,

Ryan Kerwin  
DZ0246  
S.C.I. Albion  
10745 Route 18  
Albion, PA. 16475-0002

**RECEIVED**

**APR 10 2006**

CLERK U.S. DISTRICT COURT  
WEST. DIST. OF PENNSYLVANIA

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

RYAN KERWIN : CASE NO. 05-93 ERIE  
VS. :  
LT. WILLIAM MCCONNELL : MAGISTRATE JUDGE SUSAN BAXTER  
: DISTRICT JUDGE SEAN MC LAUGHLIN

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**PLAINTIFF'S SWORN AFFIDAVIT**  
**VERIFYING HIS COMPLAINT**

I hereby declare under penalty of perjury that the facts contained in my complaint are true and correct, based upon my personal knowledge and that I am able to competently testify to these facts at trial.

Respectfully submitted,

3/19/06

Date

Ryan Kerwin

Ryan Kerwin

DZ0246

S.C.I. Albion

10745 Route 18

Albion, PA. 16475-0002

IN THE UNITED STATES DISTRICT COURT  
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CERTIFICATE OF SERVICE

I hereby declare that I mailed a true and correct copy of the attached Response to the Defendant's Statement of Undisputed Facts, Brief in Opposition to the Defendant's Motion for Summary Judgement, Sworn Affidavit in Support of Plaintiff's Brief in Opposition to the Defendant's Motion for Summary Judgement, Sworn Affidavit Verifying Plaintiff's Complaint, Verified Complaint, Sworn Affidavit Authenticating Plaintiff's Exhibits Opposing the Defendant's Motion for Summary Judgement and the exhibits related thereto to the defendant's counsel at the following address;

Kemal Alexander Mericli  
Office of Attorney General  
Manor Complex  
564 Forbes Ave.  
Pittsburgh, PA. 15219

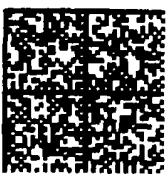
3/19/06

Date

Ryan Kerwin  
Ryan Kerwin  
DZ0246  
S.C.I. Albion  
10745 Route 18  
Albion, PA. 16475-0002

Name Brayton Brewster  
Number D20246  
Unit/Side B - A  
10745, Route 18  
Albion, PA 16475-0002

**INMATE MAIL  
PA DEPT OF  
CORRECTIONS**



RECEIVED

APR 10 2006

CLERK U.S. DISTRICT COURT  
WEST. DIST. OF PENNSYLVANIA